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PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

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| | | |
|--|-------------------------------|--------------|
| DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input type="checkbox"/> Declaration Submitted with Initial Filing OR <input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required) | Attorney Docket Number | 1065.26(B) |
| | First Named Inventor | Ricci, et al |
| | COMPLETE IF KNOWN | |
| | Application Number | / |
| | Filing Date | |
| | Group Art Unit | |
| | Examiner Name | |

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Orthopedic Implants having Ordered Microgeometric Surface Patterns.

(Title of the Invention)

the specification of which

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? | |
|-------------------------------------|---------|----------------------------------|--------------------------|--------------------------|--------------------------|
| | | | | YES | NO |
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☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. |
|-----------------------|--------------------------|--|
| | | |

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Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

We hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph 35 U.S.C. 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| US Parent Application of PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Status |
|--|---------------------------------|------------|
| 09/500,038 | 12/08/00 | Pending. |
| 08/996,244 | 12/22/97 | Abandoned. |
| 08/639,712 | 04/29/96 | Abandoned. |
| 08390,805 | 02/15/95 | Abandoned. |
| 08/146,790 | 11/02/93 | Abandoned. |

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto/

As named inventors, we hereby appoint the following registered practitioner(s) to prosecute this application ant to transact all business in the Patent and Trademark Office connected herewith: ☐ Customer No.

Place Customer Number Bar Code label here.

OR
☒ Registered practitioner(s) number listed below

| Name | Registration Number. |
|---------------------|----------------------|
| Melvin K. Silverman | 26,234 |


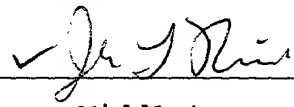

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DECLARATION — Utility or Design Patent Application

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| Address 4901 North Federal Highway | | | | | |
| Address Suite 440 | | | | | |
| City Ft. Lauderdale | | State FL | | ZIP 33308 | |
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| <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> | | | | | |
| NAME OF SOLE OR FIRST INVENTOR : | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | | |
| Given Name John | | Family Name Ricci | | | |
| (first and middle [if any]) | | or Surname | | | |
| Inventor's Signature  | | Date 2/7/01 | | | |
| Residence: City Middleton | | State NJ | | Country U.S. Citizenship U.S. | |
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| Mailing Address | | | | | |
| City Middleton | | State NJ | | ZIP 07748 Country U.S. | |
| NAME OF SECOND INVENTOR : | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | | |
| Given Name Harold | | Family Name Alexander | | | |
| (first and middle [if any]) | | or Surname | | | |
| Inventor's Signature  | | Date 2/7/01 | | | |
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| Mailing Address | | | | | |
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| <input checked="" type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto. | | | | | |

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THIRD
NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Harriet Family Name Naiman
(first and middle (if any)) or Surname (except for Charles Naiman)

Inventor's Signature *Harriet Naiman* Date 2/1/01

Residence: City Brookline State MA Country U.S. Citizenship U.S.

Mailing Address 160 Lancaster Avenue

Mailing Address

City Brookline State MA ZIP 02746 Country U.S.A.

FOURTH
NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name Bruce L. Family Name Hollander
(first and middle (if any)) or Surname

Inventor's Signature *Bruce L. Hollander* Date 2/8/01


Residence: City Boca Raton State FL Country U.S. Citizenship U.S.

Mailing Address 312 South Military Trail

Mailing Address

City Boca Raton State FL ZIP 33442 Country U.S.A.

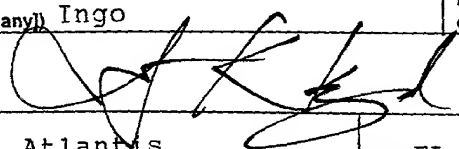
☒ Additional inventors are being named on the supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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| NAME OF SOLE OR FIRST INVENTOR: ^{FIFTH} | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | |
| Given Name (first and middle (if any)) Ingo | | Family Name or Surname Kozak | | |
| Inventor's Signature  | | Date 2/8/01 | | |
| Residence: City | Atlanta | State | FL | |
| Country | U.S. | | Citizenship | U.S. |
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| Mailing Address | | | | |
| City | Deerfield Beach | State | FL | |
| ZIP | 33442 | | Country | U.S.A. |
| NAME OF SECOND INVENTOR: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | |
| Given Name (first and middle (if any)) | | Family Name or Surname | | |
| Inventor's Signature | | Date | | |
| Residence: City | | State | | |
| Country | | | Citizenship | |
| Mailing Address | | | | |
| Mailing Address | | | | |
| City | | State | | |
| ZIP | | | Country | |
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